

TABLE OF AUTHORITIES

CASES

<i>Taylor v. Principi</i> 90 F. App'x 274, 276-77 (6 th Cir. 2004).	Page 10
<i>Lerner v. Shinseki</i> , No. 3:12-CV-565 at 11 (W.D. Ky. Oct. 10, 2013).	Page 10, 22, 34
<i>Olenhouse v. Commodity Credit Corp.</i> 42 F. 3d 1560, 1581 (10 th Cir. 1994).	Page 11
<i>Kreso v. Shinseki</i> , 67 F. Supp.3d 1235, 1237 (2014)	Page 11
<i>Broadbent v. Harris</i> , 698 F.2d 407, 412 (10 th Cir. 1983)	Page 11
<i>Nieto v. Heckler</i> , 750 F.2d 59, 61 (10 th Cir. 1984)	Page 11
<i>Byron v. Heckler</i> , 742 F.2d 1232, 1235 (10 th Cir. 1984)	Page 11
<i>Smith v. Heckler</i> , 707 F.2d 1284, 1285 (11 th Cir. 1983)	Page 11
<i>Washington v. Shalala</i> , 37 F.3d 1437 (10 th Cir. 1994)	Page 12
<i>Mason v. Dept. of the Navy</i> , 70 M.S.P.R. 584 (1996)	Page 12, 16
<i>Barresi v. U. S. Postal Service</i> , 65 M.S.P.R. 656, 666 (1994)	Page 12, 16
<i>Owens v. Baltimore City State's Attorney's Office</i> , 767 F.3d 379, 396 (2014)	Page 12
<i>Barbee v. Warden, Md. Penitentiary</i> , 331 F.2d 842, 846-47 (4 th Cir. 1964)	Page 12
<i>Strickler v. Greene</i> , 527 U.S. 263, 280-81 (1999)	Page 12
<i>Cleveland Bd. of Educ. v. Loudermill</i> , 470 U.S. 532, 541, 105 S. Ct. 1487 (1985)	Page 16
<i>Stone v. F.D.I.C.</i> , No. 98-3012 (Fed. Cir. June 11, 1999)	Page 17
<i>Neuway v. Colvin</i> , No. 15-1112-JWL, 5 (D. Kan. Apr. 15, 2016)	Page 28
<i>Wilson v. Asture</i> , 602 F.3d 1136, 1139 (10 th Cir. 2010)	Page 28
<i>Huston v. Bowen</i> , 838 F.2d 1125, 1133 (10 th Cir. 1988)	Page 28
<i>Hackett v. Barnhart</i> , 395 F.3d 1168, 1172 (10 th Cir. 2005)	Page 28
<i>Bakalarski v. Apfel</i> , No. 97-1107, WL 748653, 3 (10 th Cir. 1997)	Page 28
<i>Doe v. American Red Cross</i> , 848 F. Supp. 1228, 1232 (S.D.W. Va. 1994)	Page 34
<i>Murphy v. N. Amer. River Runners, Inc.</i> , 186 W. Va. 310, 412 S.E. 2d 504 (1991)	Page 34
<i>Weaver v. union Carbide Corp.</i> , 180 W. Va. 556, 378 S.E. 2d 105 (1989)	Page 34

RULES AND STATUTES

VA Handbook 5021/10

Record Page No. 1465-1500

VA Handbook 0700

Addendum A-1 thru O-1

VA Handbook 5019

Record Page No. 52-140

MASTER AGREEMENT between the VA and AFGE 2011

Record Page No. 1136-1463

Local Supplemental between VAMC and AFGE 2198

Addendum A-2, Pages 1-64